

Mission Property (Richard Johnson Anglican School) Easement Ordinance 2003

No 13, 2003

Long Title

An Ordinance to authorise the granting of an easement to Integral Energy Australia over certain lands at Oakhurst.

Preamble

A. Anglican Church Property Trust Diocese of Sydney (the "Property Trust") is the registered proprietor of land comprised in Certificate of Title Folio Identifier 100/845891 (the "Land").

B. By notice dated 15 October 1999 given by the Archbishop pursuant to clause 4(8) of the New Sites Ordinance 1982 part of the Land is held on trust for the provisional parish of Oakhurst.

C. The remainder of the Land (the "School Land") is held on the trusts specified in clause 4 of the Mission Property Ordinance 2002.

D. The Sydney Anglican Schools Corporation ("SASC") has constructed and operates a school on the School Land known as Richard Johnson Anglican School.

E. SASC wish to grant an easement over the School Land to Integral Energy Australia for an electricity substation (the "Easement").

F. By reason of circumstances which have arisen after the creation of the trusts on which the School Land is held it is expedient to grant the Easement.

The Standing Committee of the Synod of the Diocese of Sydney Ordains as follows.

1. Name

This Ordinance is the Mission Property (Richard Johnson Anglican School) Easement Ordinance 2003.

2. Declaration

By reason of circumstances which have arisen after the creation of the trusts on which the School Land is held it is expedient to grant the Easement and to apply the proceeds (if any) arising from the grant of the Easement in the manner set out in this Ordinance.

3. Authority

The Property Trust is hereby authorised to grant the Easement over the part of the School Land shown in the draft plan of subdivision signed by the Diocesan Secretary and dated 28 February 2003 and/or such other part or parts of the School Land as are reasonably necessary to grant the Easement.

4. Application

The proceeds (if any) arising from the grant of the Easement under clause 3 are to be paid to the Property Trust and applied as follows -

- (a) first, in payment of any goods and services tax (within the meaning of *A New Tax System (Goods and Services Tax) Act 1999*) payable in connection with the grant of the Easement; and
- (b) the balance to be retained as part of the fund established under clause 5 of the Mission Property Ordinance 2002.

I Certify that the Ordinance as printed is in accordance with the Ordinance as reported.

PETER KELL
Chairman of Committees

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I Certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on 24 March 2003.

MA PAYNE
Secretary

I Assent to this Ordinance.

PETER F JENSEN
Archbishop of Sydney
25/3/ 2003